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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/642,419	08/15/2003	Marc Blumer	EFIM0073C1	1456
31408 7590 03/21/2007 LAW OFFICE OF JAMES TROSINO 92 NATOMA STREET, SUITE 211 SAN FRANCISCO, CA 94105			EXAMINER JOSEPH, JAISON	
			ART UNIT	PAPER NUMBER
			2611	

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	03/21/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

## Office Action Summary

Application No.

10/642,419

Applicant(s)

BLUMER, MARC

Examiner

Jaison Joseph

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 05 January 2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1 and 4 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1 and 4 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                     | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

**DETAILED ACTION*****Response to Arguments***

Applicant's arguments filed 01/05/2007 have been fully considered but they are not persuasive. Applicant argue that " instead Butaud describes...rejection of claim 1". However Examiner respectfully disagrees. Butaud teaches system for generating a reduced amplitude clock pulse comprising: a clock signal generator for creating a clock signal (see figure 2, system clock generator 52), a delay line adapted to receive the clock signal and to generate a delayed clock signal (see figure 2, component 54); a multiplexer having a first input adapted to receive the clock signal (see figure 2, the first input to the multiplexer 56), a second input adapted to receive the delayed clock signal (see figure 2, the input to the multiplexer 56 from delay element 54), and a third input used to selectively couple the first and second inputs to a multiplexer output (see component 68) and a state machine having an output coupled the third input of the multiplexer, the state machine adapted to cause the multiplexer to select sequentially couple the first and second inputs to the multiplexer output (see components 60, 56 and output 64). Furthermore claim 1 does not recite any particular way of switching between first and second inputs. The claim recites, "... adapted to cause the multiplexer to sequentially couple the first output and the second output to the multiplexer output." Which interpreted as the output of the multiplexer is a sequence consists of first and second inputs. Thus Butaud teach all cited limitations. Therefore Examiner maintains his rejection.

***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claim 1 and 4 are rejected under 35 U.S.C. 102(e) as being anticipated by Butaud et al (US Patent 6,737,904).

Regarding claim 1, Butaud et al teach system for generating a reduced amplitude clock pulse comprising: a clock signal generator for creating a clock signal (see figure 2, system clock generator 52), a delay line adapted to receive the clock signal and to generate a delayed clock signal (see figure 2, component 54); a multiplexer having a first input adapted to receive the clock signal (see figure 2, the first input to the multiplexer 56), a second input adapted to receive the delayed clock signal (see figure 2, the input to the multiplexer 56 from delay element 54), and a third input used to selectively couple the first and second inputs to a multiplexer output (see component 68) and a state machine having an output coupled the third input of the multiplexer, the state machine adapted to cause the multiplexer to select sequentially couple the first and second inputs to the multiplexer output (see components 60, 56 and output 64).

Regarding claim 4, Butaud et al teach a method for generating a reduced amplitude clock pulse, the method comprising: receiving a clock signal (see figure 2, the output of component 52); generating a delayed clock signal based on the clock signal (see figure 2, component 54), providing a multiplexer having a first input adapted to receive the clock signal (see figure 2, the first input to the multiplexer 56), a second input adapted to receive the delayed clock signal (see figure 2, the input to the multiplexer 56 from delay element 54), and a third input used to selectively couple the first and second inputs to a multiplexer output (see component 68), and providing a state machine (see component 60) having an output coupled to thirds input of the multiplexer (see figure 2, component 68), the state machine adapted to cause the multiplexer to sequentially couple the first and second outputs to the multiplexer output (see components 60, 56, 68, 64).

### ***Conclusion***

**THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of

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the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jaison Joseph whose telephone number is (571) 272-6041. The examiner can normally be reached on M-F 9:30 - 6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chieh Fan can be reached on (571) 272-3042. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Jaison Joseph  
03/05/2007

  
CHIEH M. FAN  
SUPERVISORY PATENT EXAMINER